

FACSIMILE COVER SHEET

Licata & Tyrrell P.C.

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July 8, 2004

TO: Examiner Yaen (TC1600)

GROUP: 1642

FAX NUMBER: 703-872-9307

ATTORNEY DOCKET NO.: 7933-38 (MCP-0141)

SERIAL NO.: 09/744,406

FILED: January 22, 2001

NUMBER OF PAGES: 17

MESSAGE: Attached please find Request for Continued Examination (RCE) Transmittal Letter (in duplicate); Combined Amendment & Petition for Extension of Time Transmittal Letter (in duplicate); Preliminary Amendment; USPTO Credit Card Payment Form authorizing payment in the amount of \$595.00 (\$385.00 for RCE and \$210.00 for Extension of Time filing fees) and Certificate of Transmission by Facsimile.

Kathleen A. Tyrrell, Registration No. 38,350

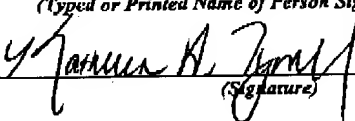
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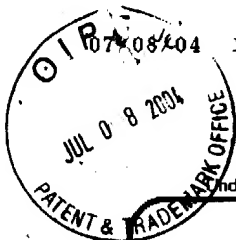
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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No.
Applicant(s): Halpern and England			7933-38 (MCP-0141)
Application No. 09/744,406	Filing Date January 22, 2001	Examiner Yaen, Christopher H.	Group Art Unit 1642
Invention: Allogeneic Cellular Immunogens Useful as Cancer Vaccines			
<p>I hereby certify that this <u>RCE, Preliminary Amendment & Petition for Extension of Time</u> (Identify type of correspondence)</p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9307</u>)</p> <p>on <u>July 8, 2004</u> (Date)</p> <p style="text-align: right;"><u>Kathleen A. Tyrrell</u> (Typed or Printed Name of Person Signing Certificate)</p> <p style="text-align: right;"> (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>			



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PTO/SB/30 (08-03)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/744,406
Filing Date	January 22, 2001
First Named Inventor	Michael S. Halpern
Art Unit	1642
Examiner Name	Yuen, Christopher H.
Attorney Docket Number	7933-38 (MCP-0141)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Petition for Ext. of Time (2 months)
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(f) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(a) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1619
- i. ☒ RCE fee required under 37 CFR 1.17(e) \$385.00 07/13/2004 AWONDAF1 00000061 09744406
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) \$210.00 01 FC:2801 385.00 0P
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☒ Payment by credit card (Form PTO-2038 enclosed)
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Kathleen A. Tyrrell	Registration No. (Attorney / Agent)	38,350
Signature	<i>Kathleen A. Tyrrell</i>	Date	July 8, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	
Signature	
Date	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) Kathleen A. Tyrrell

Registration No. (Attorney/Agent) 38,350

Signature *Kathleen A. Tyrrell*

Date July 8, 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 7933-38 (MCP-0141)
Inventors: Halpern and England
Serial No.: 09/744,406
Filing Date: January 22, 2001
Examiner: Yaen, Christopher H.
Group Art Unit: 1642
Title: Allogeneic Cellular Immunogenes Useful
as Cancer Vaccines

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On July 8, 2004


Kathleen A. Tyrrell, Registration No. 38,350

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

PRELIMINARY AMENDMENT

Please enter the following amendment and remarks into the
record:

Amendments to the claims are reflected in the listing of
claims which begins on page 2 of this paper.

Remarks begin on page 6.